Previous references.
Ch. 71-09-192

File No. 71—09

1909.

Serial Nos. 344

(Courts)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 344

Part B. for March 1910

SUBJECT.

Attachment of the amount deposited by the Bangalore jail contractor and the monthly bill money due to him

Table of contents

3. From the I.G. of Prisons in Mysore No 254/84-08 dt 28-2-10 states that the term of the contract for the Bangalore jail supplies expired on 31-1-1910; that according to the instructions of Govt, the Supdt has to send the security money to the Court & the Contractor will have to be paid the amount of the bill for January 1910 and requests the orders of Government.

G. R. S. 58

D V-0-

2. To the I.G. of Prisons in Mysore No. J 2714 & 16-3-1910.

Gives instructions to the Superintendent about the disposal of the security amount & the amount payable for supplies during Jan 1910 and ~~dis~~ states that certain terms & conditions laid down in No. J 968 & Cts 71-09 - 2 & 27-9-09, if included in the notification calling for tenders & in the bond, will obviate the inconvenience of Civil Court attachment.

G.R.S. 11] 1909-10

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

Cfs File No. 71-09-

FILE HEADING.

Attachment of the amount deposited by the Bangalore Jail Contractor and the monthly bill money due to him

From The Inspector General of Prisons in Mysore

No. 254/84-08 Dated 26-2-1910 Received 1.3.10

Diary No. J 2189 | Enclos. nil Spare Copies | Serial No. 3

BRIEF ABSTRACT OF LETTER.

States that the term of the Contract for the Bangalore Jail Supplies, expired on 31.1.1910; that according to the instructions of Govt, the Superintendent has to send the Security money to the Court and the Contractor will have to be paid the amount of the bill for January 1910 and requests the orders of Govt.

NOTES AND ORDERS.

Flag Y. The Dy. of Prisons in his letter (Sl. N. 1 of Courts File No. 71-09, 1-2), has explained the circumstances under which the amount of Security money deposited by the 'Bangalore Jail Contractor and also

NOTES—First sheet

GPB—30,000—3-4-07.

Serial No.

other items due to him, have been placed under ~~the~~ attachment. Submitted for orders.

Ag
SN
4/3/10

W.O. J. 41

Forwarded to the Govt Advocate for favour of opinion.

S. Narayanaiya
for Secretary

5/3/10

2

W.O. 52.
dated 7-3-1910.

3 The course to be adopted by the Superintendant in respect of the deposit amount and the amount× payable for supplies in January 1910., is to forward to the Munsiff the whole or such portion of the amount in the hands of the Superintendant as would cover the decree debt mentioned in the warrants of attachments issued by the Munsiff.

× This amount has I believe, clearly stood to his account standing in the month of Sept last

2. I may further suggest that the inclusion of the terms and conditions mentioned by me in my note dated 13th September 1909 in Courts file No. 71-0-9, both in the notification calling for tenders and in the bond to be executed by the approved contractor, may be insisted on. This will remove the inconvenience arising from Civil Courts attachments.

A. Narayana Rao
Govt adv.

7. 3. 1910

8/3/10

NOTE—Contn. sheet.

Serial No.

5 Submitted with a draft reply on the terms of the Govt Advocate's note above

Hcs 10.3.10 10/3/10

b may be appd 11/3/10 SH

3069

2nd C 7 Draft approved by 2nd Councillor mtl 14.3.10

Ur

B Rec 15/3/10

8 2nd SH 15/3/10.

4 No. J 2714 of 16-3-1910. The D. G. of Prisons in Mysore

Gives instructions to the Supt about the disposal of the Security amount & the amount payable for supplies during Jan 1910 & ~~this~~

States that certain ~~add~~ terms & conditions laid down in J 968 Ch 71 of 2 & 27.9.09, if included in the notification calling for tenders & in the bond, will obviate ~~vitiate~~ the inconvenience of civil court attachments.

BPG—55,000—27-4-09

No. 254
82-08

Office of the Inspr. Genl. of Prisons in Mysore,
Dated Bangalore, 28th February 1910.

From

Lt.-Colonel J.Smyth M.D., I.M.S.,
Inspector-General of Prisons in Mysore.

To

C.S.Balasundaram Iyer Esqr., B.A.,
Offg. Secretary to the Government of H.H.
the Maharaja of Mysore, Genl. & Rev. Deptts.

Sir,

With reference to your letter No.J.968/Cts.71-09-2 dated 27th September 1909 and subsequent correspondence ending with your D.O. No.J.1145/Cts.71-09 dated the 12th October 1909, I have the honor to state that in accordance with instructions issued by you, the Superintendent of the Bangalore Central Jail has returned the warrants of attachment of contractor's money received by him from the Civil Courts of Bangalore duly noting them "subject to the terms and conditions of the contract between the Government and judgment debtor and to all other legal objections to the validity of the same".

2. The period of contract expired on 31st January 1910 and the Superintendent, after having given a set off to advances made to the contractor at the end of each month, has at present in his custody the following amounts due to him (the contractor):-

(1) The amount of security money
(2) The amount of money due on the bill of supplies for January 1910.

3. I may also add here that the attachments received by the Superintendent were all for moneys that were to become due and not for amounts that had become due.

4. The contractor petitioned to me praying for the payment of the

III Pris CS 1/3 2189

1/3

190

From The Inspr Genl of Prisons in Bryrose.

To The Secy: to Govt
Genl & Rev Dept

Dated 28th Febry: /10.

Despatched

Received

General No. 254

No. 84—08.

Enclosure No.

Requests to kindly obtain the decision of Govt as to whether the amount due on the bill of supplies made by the late contractor of the B.C. Jail during January 1910, may be paid, as no warrant of attachment has been received by the Supt.

the two sums mentioned in para 2 above and the Superintendent of the Jail to whom the petition was sent for disposal has returned it asking for definite instructions in the matter. According to instructions conveyed to me in para 2 of your letter No. J.1597/Cts.179-08-2 dated the 5th December 1908, there is no option for the Superintendent but to remit to the court concerned the security money mentioned in para 2 above. In the case of the amount due on the bill of supplies for January 1910 he has to pay it to the contractor as no warrant of attachment has been received by him for withholding it after it became due. This I think although to be the correct procedure in the matter, yet I would prefer to have the decision of His Highness' Government in regard to it.

I have the honor to be,

Sir,

Your most obedient servant,

For Inspector-General of Prisons.

T.C.G.

3

G.R.S. 26] 1573/10

Cfs File No. 71/09

Serial No. 4

Diary No. of letter replied to _____

No. J 2714.

General and Revenue Secretariat

(Cfs)

, *the* 190 .

To The D.G. of Prisons in Mysore

Date of issue 16th March 1910.

Signed by Dr S Narayanaraya

Sir,

Adverting to your letter No 254 84-08 dated the 28th February 1910, regarding the attachment of the amount deposited by the Bangalore Jail Contractors, I am desired to state that the Course to be adopted by the Supdt. Central Jail, in respect of the Security amount and the amount payable

over.

~~It is believed that this amount is nearly equal to the amount attached in the month of September 1909~~

SUBJECT.

for supplies made in January 1910, is to forward to the Munsiff the whole or such portion of the amount in the hands of the Supdt as would cover the decree debt mentioned in the warrant of attachments issued by the Munsiff.

(2) I am to add that the inclusion of the terms and Conditions mentioned in this office letter No 968-Ct 71-09-2 dt 27.9.09, both in the notification calling for tenders and in the bond to be executed by the Approved Contractor, if insisted upon, would remove the inconvenience arising from Civil Court attachment. I have

which is believed to be nearly equal to the amount attached in Septr last

List of enclosures.

13/3/10

Copied by B. Lakshmanachetty 15.3.10.

Examined by

MGCPB—30,000—16-2-05